EASTERN DISTRICT OF NEW YORK

GIZELLA WEISSHAUS, on behalf of herself and all other persons of all national origins, ethnic groups, races, creeds and colors, similarly situated as victims and survivors of

the Nazi Holocaust,
Plaintiffs

BARTELS, J.

CIVIL ACTION NO.

GO, M.

COMPLAINT

- against -

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TRIAL BY JURY DEMANDED

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UNION BANK OF SWITZERLAND, SWISS BANK CORPORATION, SWISS BANK CORPORATION a/k/a SWISS NATIONAL BANK, BANKING INSTITUTIONS # 1 - 100 and JOHN DOES # 1 - 100,

Defendants.

S.I

Plaintiff GIZELLA WEISSHAUS (hereinafter "WEISSHAUS") individually and as a representative on behalf of all other persons of all national origins, ethnic groups, races, creeds and colors, similarly situated as victims and survivors of the Nazi Holocaust, by her attorneys FAGAN & ASSOCIATES and DAN L. JOHNSTON ESQ., complaining of the defendant(s) herein, respectfully show(s) to this Court, and allege as follows:

THE PARTIES, JURISDICTION & VENUE

- That the named plaintiff WEISSHAUS was and still is a citizen of the United States, resident of the City and State of New York, and resides within this District.
- 2. That the named plaintiff WEISSHAUS was a survivor of

the Nazi Holocaust.

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- That the above entitled action is brought by plaintiff 3. WEISSHAUS on behalf of herself and on behalf of all other persons of all national origins, ethnic groups, races, creeds and colors, similarly situated as victims and survivors of the Nazi Holocaust, who themselves or their blood relatives, (i) had items of personal property, including but not limited to the items of jewelry, household furnishing and family heirlooms made of diamonds, gold, silver, pearls and other precious metals and jewels, as well as the gold from the teeth taken from them and "sold" and/or transferred by the Nazis to Swiss and other banks and (ii) who had monies, jewelry and other valuable items of personal property deposited in various Swiss banks for safe keeping to be retrieved after World War II.
- 4. That the exact number of the members of this class, as identified above, is not known to plaintiff WEISSHAUS, but it is estimated that the class is so numerous that joinder of individual members herein is impracticable.
- 5. That there are questions of law and/or fact common to the class which predominate over any questions affecting only individual members.
- 6. That the claims of plaintiff WEISSHAUS, who is representative of the class, are typical of the claims of the entire class, in that the claims of all members of the class, including plaintiff WEISSHAUS depend on a showing of the acts and/or omissions of defendants, as

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described below, which give plaintiff WEISSHAUS individual and as the class representative, the right to the relief sought herein.

- That there is no conflict known to plaintiff WEISSHAUS, 7. the class representative, as between herself as the named plaintiff and the other members of the class with respect to this action, or with respect to the claims for relief set forth herein.
- That plaintiff WEISSHAUS is able to and will fairly and 8. adequately protect the interests of the class.
- That a class action is superior to the other available 9. methods for fair and efficient adjudication of the controversy.
- That at all times hereinafter mentioned, the defendants 10. are (i) Banking Institutions, including public, private, quasi-governmental and governmental banks, and/or their predecessors, successors and/or assigns, and their designated representatives, and (ii) other institutions and/or persons to which/whom the assets and property of the class members were transferred and/or in which they are/were held, which have and/or do conduct and/or transact business within the City and State of New York, and within this District.
- That at all times hereinafter mentioned, the actions 11. which give rise to the within causes of action occurred in and/or have an effect on the citizens of the United States, including the named plaintiff WEISSHAUS and the other class members, within this District.

- 12. That at all times hereinafter mentioned, jurisdiction of the Court is conferred by virtue of, among other things:
 - a. under 28 USC § 1331 as the acts complained of herein have an affect on the Constitution, laws and treaties of the United States;
 - b. the acts complained of herein effect the economy of the United States;
 - c. the acts complained of herein involve the violation of international law;
 - d. the acts complained of herein involved rights in property taken in violation of due process, Federal common law and/or international law;
 - e. the acts complained of herein violate international banking laws;
 - f. the acts complained of herein involved claims which arise out of continuing misrepresentations, deceit and/or interference with the class members personal property rights;
 - g. the amount in controversy exceeds \$50,000, exclusive of interest and costs.
- 13. That at all times hereinafter mentioned, venue of this action is proper under 28 USC § 1391 (a) in the United States District Court for the Eastern District of New York, insofar as some of the acts which gives rise to the Complaint affect plaintiff WEISSHAUS individually and the class representative, within this District and defendants have solicited, transacted, conducted and/or

conduct within this District.

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AS AND FOR A FIRST CAUSE OF ACTION - ACCOUNTING

- 14. That the plaintiffs repeat and reallege each and every allegation set forth above as if the same were set forth more fully and at length herein.
- 15. That at all times hereinafter mentioned, plaintiff WEISSHAUS and the class members are/were victims and/or survivors of the Nazi holocaust.
- 16. That at all times hereinafter mentioned, plaintiff class representative WEISSHAUS was a member of a family¹ which included parents, grandparents, aunts, uncles, siblings and cousins.
- 17. That at all times hereinafter mentioned, the class members were members of families including parents, grandparents, aunts, uncles, siblings and cousins.
- 18. That at all times hereinafter mentioned, the WEISSHAUS Family and individual class member families are collectively referred to as "Class Members' Families".
- 19. That at all times hereinafter mentioned, during the period from 1933 to 1945 and specifically during the reign of the notorious international war criminal Adolf

Plaintiff Gizella Weisshaus' (See a copy of plaintiffs Birth Certificate attached hereto as Exhibit 1) family consisted of her mother Sarah Halpert and her father Eugene Stern (See Marriage Certificate attached hereto as Exhibit 2), and their parents, as well as brothers, sisters and their families. Throughout this complaint the reference to the WEISSHAUS' Family shall include the Halpert and Stern families, who were exterminated by the Nazis. (See photographs of WEISSHAUS' Family are attached hereto collectively as Exhibit 3.)

Hitler and his criminal Nazi Government (hereinafter the "Subject Period"), plaintiff WEISSHAUS, along with the Class Members' Families, were forcibly rounded up and placed into various forms of detention such as in forced labor camps, ghettos and/or death camps, all of which was in contravention of their human and international rights.

- 20. That at all times hereinafter mentioned, during the Subject Period, plaintiff WEISSHAUS's Family, along with the Class Members' Families, attempted to and/or did in fact secret and/or deposit monies, jewelry and other items of valuable personal property in the defendants Swiss Banks, so that said monies, jewelry and other items of valuable personal property could be reclaimed by them or their survivors, the plaintiff class members herein, after they escaped the Nazi Government or after the Nazi Government's reign ended.
- 21. That at all times hereinafter mentioned, during the Subject Period, prior to and/or at the time of their forced internment plaintiff WEISSHAUS, and plaintiff Class Members' Families, were stripped of their personal property, including items of jewelry, household furnishing and family heirlooms of diamonds, gold, silver, pearls and other precious metals and jewels, and/or had same taken from them forcibly.
- 22. That at all times hereinafter mentioned, during the Subject Period, after the aforesaid forced internment, plaintiff WEISSHAUS, along with the entire Class

Members' Families, were designated for "reassignment" to any one of a number of the Nazi Government's Death, Extermination and/or Labor Camps and/or Ghettos.

- 23. That at all times hereinafter mentioned, at the time of their aforesaid designation for "reassignment" to the aforesaid Nazi Government's Death, Extermination and/or Labor Camps and/or Ghettos, plaintiff WEISSHAUS, along with the other plaintiff Class Members' Families, had secreted upon their persons and/or in their clothing, items of jewelry, household furnishing and family heirlooms made of diamonds, gold, silver, pearls and other precious metals and jewels.
- 24. That at all times hereinafter mentioned, at the time of their aforesaid designation for "reassignment" to the Nazi Death, Extermination and/or Labor Camp, which were run by during the Subject Period, plaintiff WEISSHAUS' Family, along with various of the Class Members Families, had certain gold filling in their teeth.
- 25. That at all times hereinafter mentioned, plaintiffs personally had sewn into the clothing of her garments, which were stripped from her/them, upon her/their arrival at the aforesaid Nazi Death, Extermination and/or Labor Camps and/or Ghettos, jewelry and other family heirlooms made of gold, silver and diamonds.
- 26. That at all times hereinafter mentioned, plaintiffs were the survivors of the plaintiff Class Members Families all of whom were subjected to human rights violations, including but not limited to extermination,

- at the aforesaid Nazi Death, Extermination and/or Labor Camps and/or Ghettos.
- 27. That at all times hereinafter mentioned, after the end of World War II, plaintiff WEISSHAUS was a displaced person with Displaced Persons or Refugee Identity Card No. 999.303 A and International Refugee Organization No. 60698 (See collectively attached Exhibit 4).
- 28. That at all times hereinafter mentioned, plaintiff WEISSHAUS, as well as the other class members became citizens of the United States of America and other nations of the world.
- 29. That at all times hereinafter mentioned, since the end of World War II, plaintiff WEISSHAUS personally and other class members have sought to obtain the return of their personal property, including the gold, diamonds, jewelry, pearls and other precious metals and jewels, which plaintiff WEISSHAUS' Family and the Class Members' Families deposited with defendant Swiss Banks.
- 30. That at all times hereinafter mentioned, plaintiff WEISSHAUS and other class members have been unable to secure the return of personal property, including the gold, diamonds, jewelry, pearls and other precious metals and jewels, which plaintiff WEISSHAUS' Family and other Class Members' Families deposited with defendant Swiss Banks. (See July 22, 1996 letter from the Ombudsman of Swiss Banks attached as Exhibit 5).
- 31. That at all times hereinafter mentioned, since the end of World War II, the gold, diamonds, jewelry, pearls

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and other precious metals and jewels, and the gold which was removed from victims teeth, by the Nazi Government, has never been accounted for and has never been returned to plaintiff WEISSHAUS or the other class members from whom it was taken.

- That at all times relevant hereto, and upon information 32. and belief, during the Subject Period, the defendant UNION BANK OF SWITZERLAND, including its predecessor or affiliated institutions, received, took possession of, exerted control over, purchased, converted, transferred and/or otherwise acquired and/or was the depository for the aforedescribed personal property, including but not limited to the items of jewelry, household furnishing and family heirlooms made of diamonds, gold, silver, pearls and other precious metals and jewels, as well as the gold from the teeth, of plaintiff WEISSHAUS' Family and the entire Class Members' Families, through certain transactions and/or agreements with the international war criminal Adolf Hitler and the criminal Nazi Government during World War II, and all of which was/were done in violation of the due process and human rights of plaintiff Class Members Families.
- 33. That at all times relevant hereto, and upon information and belief, during the Subject Period, the defendant UNION BANK OF SWITZERLAND, including its predecessors or affiliated institutions or assigns, received, took possession of, exerted control over, and/or was the depository for the aforedescribed personal property,

including but not limited to the items of jewelry, household furnishing and family heirlooms made of diamonds, gold, silver, pearls and other precious metals and jewels, which were deposited for safe keeping by the plaintiff WEISSHAUS' Family and the entire Class Members' Families so that same could be retrieved and/or recovered after the end of World War II or the end of the Nazi Government.

- That at all times relevant hereto, and upon information 34. and belief, during the Subject Period, the defendant SWISS BANK CORPORATION a/k/a SWISS NATIONAL BANK, including its predecessor or affiliated institutions or assigns, received, took possession of, exerted control over, purchased, converted, transferred and/or otherwise acquired and/or was the depository for the aforedescribed personal property, including but not limited to the items of jewelry, household furnishing and family heirlooms made of diamonds, gold, silver, pearls and other precious metals and jewels, as well as the gold from the teeth, of plaintiff WEISSHAUS' Family and the entire Class Members' Families, through certain transactions and/or agreements with the international war criminal Adolf Hitler and the criminal Nazi Government during World War II, and all of which was/were done in violation of the due process and other human rights of the plaintiff Class Members Families.
- 35. That at all times relevant hereto, and upon information and belief, during the Subject Period, the defendant

SWISS BANK CORPORATION a/k/a SWISS NATIONAL BANK, including its predecessor or affiliated institutions or assigns, received, took possession of, exerted control over, and/or was the depository for the aforedescribed personal property, including but not limited to the items of jewelry, household furnishing and family heirlooms made of diamonds, gold, silver, pearls and other precious metals and jewels, which were deposited for safe keeping by the plaintiff WEISSHAUS' Family and the entire Class Members' Families so that same could be retrieved and/or recovered after the end of World War II or the end of the Nazi Government.

That at all times relevant hereto, and upon information 36. and belief, during the Subject Period, the defendant BANKING INSTITUTIONS # 1 - 100 (the names being fictitious and solely for designation purposes until the actual names are obtained through discovery), including their predecessors, affiliated institutions, successors or assigns, received, took possession of, exerted control over, purchased, converted, transferred and/or otherwise acquired and/or were the depositories for the aforedescribed personal property, including but not limited to the items of jewelry, household furnishing and family heirlooms made of diamonds, gold, silver, pearls and other precious metals and jewels, as well as the gold from the teeth, of plaintiff WEISSHAUS' Family and the entire Class Members' Families, through certain transactions and/or

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agreements with the international war criminal Adolf Hitler and the criminal Nazi Government during World War II, and all of which was/were done in violation of the due process and other human rights of the plaintiff Class Members Families.

- That at all times relevant hereto, and upon information 37. and belief, during the Subject Period, the defendants BANKING INSTITUTIONS # 1 - 100 (the names being fictitious and solely for designation purposes until the actual names are obtained through discovery), including its/their predecessors, successors, affiliated institutions or assigns, received, took possession of, exerted control over, and/or were the depositories for the aforedescribed personal property, including but not limited to the items of jewelry, household furnishing and family heirlooms made of diamonds, gold, silver, pearls and other precious metals and jewels, which were deposited for safe keeping by the plaintiff WEISSHAUS' Family and the entire Class Members' Families so that same could be retrieved and/or recovered after the end of World War II or the end of the Nazi Government.
- 38. That at all times relevant hereto, and upon information and belief, during the Subject Period, the defendants JOHN DOES # 1 - 100 (the names being fictitious and solely for designation purposes until the actual names are obtained through discovery), including their predecessors, successors or assigns, received, took

converted, transferred and/or otherwise acquired the aforedescribed personal property, including but not limited to the items of jewelry, household furnishing and family heirlooms made of diamonds, gold, silver, pearls and other precious metals and jewels, as well as the gold from the teeth, of plaintiff WEISSHAUS' Family and the entire Class Members' Families, through certain transactions and/or agreements emanating from the international war criminal Adolf Hitler and the criminal Nazi Government during World War II, and all of which was/were done in violation of due process and other human rights of plaintiff Class Members Families.

That at all times relevant hereto, and upon information 39. and belief, during the Subject Period, the defendants JOHN DOES # 1 - 100 (the names being fictitious and solely for designation purposes until the actual names are obtained through discovery), including its/their predecessors, successors or assigns, received, took possession of, exerted control over, purchased, converted, transferred and/or otherwise acquired the aforedescribed personal property, including but not limited to the items of jewelry, household furnishing and family heirlooms made of diamonds, gold, silver, pearls and other precious metals and jewels, which had been deposited for safe keeping with defendant Banks by the plaintiff WEISSHAUS' Family and the entire Class Members' Families so that same could be retrieved

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- and/or recovered after the end of World War II or the end of the Nazi Government.
- That at all times relevant hereto, and upon information 40. and belief, the defendants became the de-facto and/or constructive trustees in possession of the aforedescribed personal property, including but not limited to the items of jewelry, household furnishing and family heirlooms made of diamonds, gold, silver, pearls and other precious metals and jewels, as well as the gold from the teeth, of plaintiff WEISSHAUS' Family and the entire Class Members' Families, through certain transactions and/or agreements with and/or emanating from the international war criminal Adolf Hitler and the criminal Nazi Government during World War II, and all of which were done in violation of due process and other human rights of plaintiff Class Members Families.
- That at all times relevant hereto, and upon information 41. and belief, the defendants became the de-facto and/or constructive trustees in possession of the aforedescribed personal property, including but not limited to the items of jewelry, household furnishing and family heirlooms made of diamonds, gold, silver, pearls and other precious metals and jewels, which had been deposited for safe keeping with defendant Banks by the plaintiff WEISSHAUS' Family and the entire Class Members' Families so that same could be retrieved and/or recovered after the end of World War II or the end of the Nazi Government.

- 42. That as a result of defendants acts as aforesaid, the plaintiff GIZELLA WEISSHAUS, on behalf of herself and all other persons of all national origins, ethnic groups, races, creeds and colors, similarly situated as victims and survivors of the Nazi Holocaust, has been damaged and demands:
 - a. an immediate accounting including specific identification and disclosure of all dormant accounts established during the Subject Period and into which the aforedescribed personal property, including but not limited to the items of jewelry, household furnishing and family heirlooms made of diamonds, gold, silver, pearls and other precious metals and jewels, which had been deposited for safe keeping with defendant Banks by the plaintiff WEISSHAUS' Family and the entire Class Members' Families so that same could be retrieved and/or recovered after the end of World War II or the end of the Nazi Government;
 - b. an immediate accounting including the specific identification and disclosure of all accounts, safety deposit boxes and transactions into, through and/or by which gold bullion, currency, jewels, precious gems, monies and other items of value were deposited and/or transferred, and which was related to the aforedescribed personal, property, including but not limited to the items of jewelry, household furnishing and family

heirlooms made of diamonds, gold, silver, pearls and other precious metals and jewels, as well as the gold from the teeth, of plaintiff WEISSHAUS' Family and the entire Class Members' Families, through certain transactions and/or agreements with and/or emanating from the international war criminal Adolf Hitler and the criminal Nazi Government during World War II, and all of which was/were done in violation of the due process rights and human rights of the plaintiff Class Members Families.

AS AND FOR A SECOND CAUSE OF ACTION - CONVERSION

- 43. That the plaintiffs repeat and reallege each and every allegation set forth above as if the same were set forth more fully and at length herein.
- 44. That at all times hereinafter mentioned, the defendants acts as designated above and the failure to account for and/or return to plaintiff WEISSHAUS and the Class Members their aforesaid personal property, all of which was removed and/or taken in violation of, among other things, due process of law, international laws, international banking laws, and human rights, and constitutes a wrongful conversion.
- 45. That as a result of defendants acts as aforesaid, the plaintiff GIZELLA WEISSHAUS, on behalf of herself and all other persons of all national origins, ethnic groups, races, creeds and colors, similarly situated as

victims and survivors of the Nazi Holocaust, has been damaged and demands judgment against the defendants jointly, severally and/or in the alternative in sum of TEN BILLION DOLLARS (\$10,000,000,000.00), plus punitive damages, together with costs of this action.

AS AND FOR A THIRD CAUSE OF ACTION - UNJUST ENRICHMENT

- 46. That the plaintiffs repeat and reallege each and every allegation set forth above as if the same were set forth more fully and at length herein.
- 47. That at all times hereinafter mentioned, by virtue of the defendants acts as designated above and the failure to account for and/or return to plaintiff WEISSHAUS and the Class Members their aforesaid personal property, all of which was removed and/or taken in violation of, among other things, due process of law, international laws, international banking laws, and human rights, the defendants have been unjustly enriched.
- 48. That as a result of defendants acts as aforesaid, the plaintiff GIZELLA WEISSHAUS, on behalf of herself and all other persons of all national origins, ethnic groups, races, creeds and colors, similarly situated as victims and survivors of the Nazi Holocaust, has been damaged and demands judgment against the defendants jointly, severally and/or in the alternative in sum of TEN BILLION DOLLARS (\$10,000,000,000.00), plus punitive damages, together with costs of this action.

WHEREFORE, plaintiffs GIZELLA WEISSHAUS, on behalf of herself and all other persons of all national origins, ethnic groups, races, creeds and colors, similarly situated as victims and survivors of the Nazi Holocaust, demands judgement jointly severally and/or in the alternative against Defendants as follows (i) on the First Cause of Action for an Accounting and Full Disclosure as set forth in II 42 a. & b. above, (ii) on the Second Cause of Action - Conversion - for damages in the sum of TEN BILLION DOLLARS (\$10,000,000,000.00), plus punitive damages, together with costs of this action; and (iii) on the Third Cause of Action - Unjust Enrichment - for damages in the sum of TEN BILLION DOLLARS (\$10,000,000,000,000.00), plus punitive damages, together with costs of this action.

Dated: October 1, 1996 New York, NY

FAGAN & ASSOCIATES

By:

Edward D. Fagan (Ef-4125) 26 Broadway, 21st Floor New York, NY 10004 Tel. (212) 293-1900

- and -

DAN L. JOHNSTON ESQ. 26 Broadway, 21st Floor New York, NY 10004 Tel. (212) 292-0095

Attorneys for Plaintiffs

VERIFICATION

I have read the foregoing Verified Complaint and I know the contents thereof. Except as to statements and facts based upon information and belief the statements contained therein are true to the best of my knowledge information and belief and are primarily based upon my own experiences and investigations.

elle Weintrous

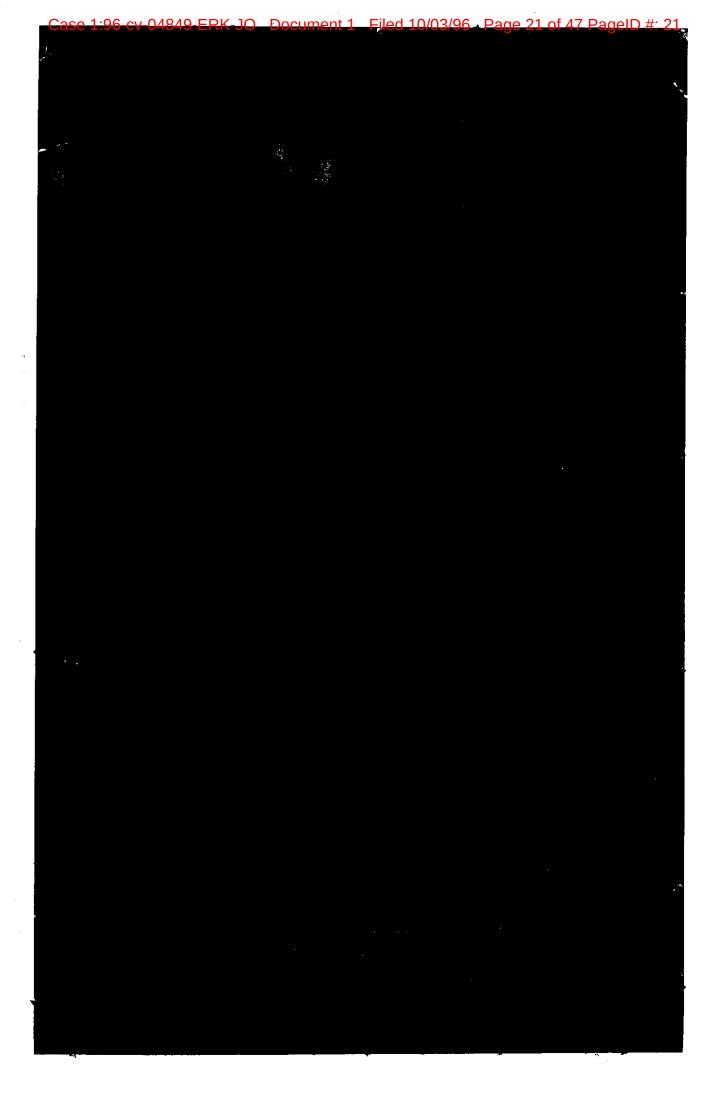
Gizella Weisshaus

Sworn to and/or subscribed before me on this <u>1st</u> day of <u>October</u>, 1996.

(Notary Seal)

Edward D. Fagan Notary Public of State of New York County of New York Registration # 02FA5053738 Commission Expires 12/26/97

EXHIBIT 1



TARGEM" TRANSLATION SERVICE

CITY OFFICE:

- OFFICIAL THANSLATION OF FOREIGN LANGUAGES -

1731 STREET BROOKLYN, N.Y. 11204 Tel.: 854-2848

OUT OF TOWN OFFICE P.O. BOX 173 SPRING VALLEY, N.Y. 10977 Tel.: 914-354-8176

CERTIFIED TRANSLATION FROM THE

Rumanian

LANGUAGE

Rusmania City of Sighet County of Maramures

EXTRACT FROM THE CIVIL STAND REGISTER FOR BIRTHS AS PER

Serial number:

580

Date of Registry: (year, month, day): Date of birth (year, month, day):

November 14, 1929 November 9, 1929

First name, sex Religion of child:

Citel, girl, Jewish

Parents:

First and last name, Profession, Residence:

Age:

Sari Halpert, housewife

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Sighet Andrei Muresau Str. 13

Eventual insertions or observations before signature, Signatures:

Illegal

The exactness of the present extract is herewith certified.

Dated at Sighet on August 5, 1947

Officer of the Civil Stand Signed:

Subsequent remarks:

Legalized by marriage between Eugen Stern with Sari Halpert celebrated on November 3, 1930 in the City of Sighet, County of Maramures, Document number/12/1930 Signed: Dr. Kindris She herself married to: Yosif Valszhausz at Satu Mare November 25, 1946. Document number 404/ 118/ 1947 - 28 VII 1947

Chief of Service

Mays Eugen

CERTIFICATE OF ACCURACY

"TARGEM" TRANSLATION SERVICE

ADDRESS AND TELEPHONE AS ABOVE -

On this day personally appeared before me, a Notory Public in and for the aforementioned State and County, Lax

to a fee there is a translator of the Ruman Lan-

who offer being duly sworn, deposes and sayss

and ENGUSH languages,

translation of the unnexed document written in the

Rumanian

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source best and translation is a correct and true rendering APT IMPRESSION CREEK Nothing For Children New York

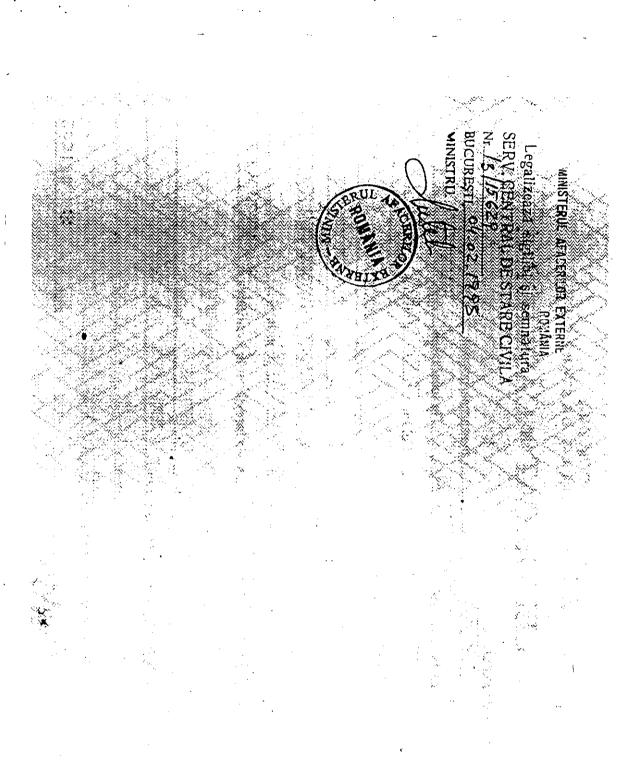
Signature of translator

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ROMÂNIA SERVICIUL CENTRAL DE STARE CIVILĂ

CERTIFICAT DE CĂSĂTORIE

SERIA E. C. N. (#) 061565
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-EXH-IBIT 2

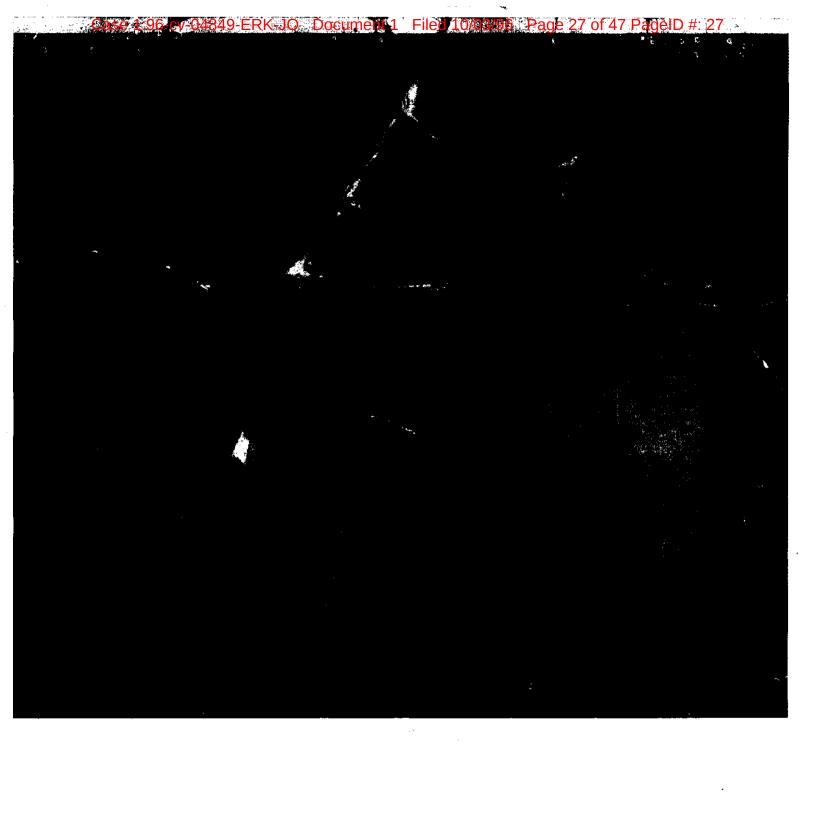


EXHIBIT 3



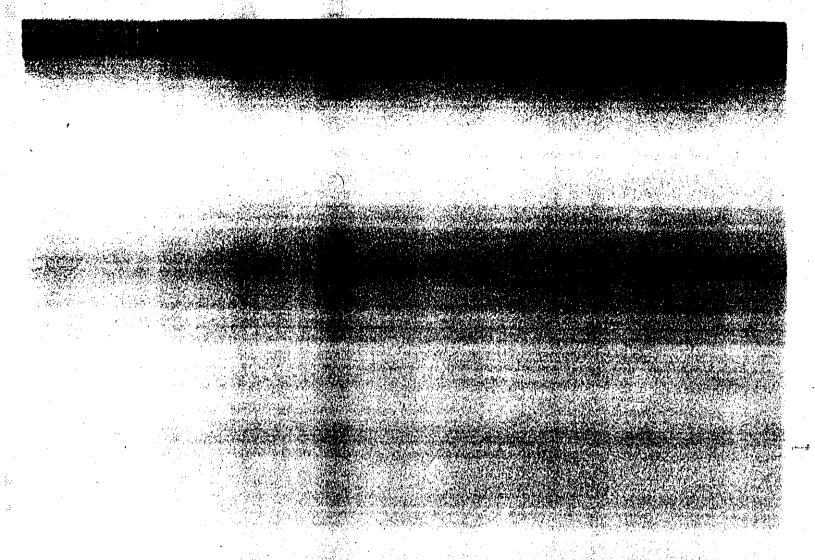


EXHIBIT 4

Nr. 60698

INTERNATIONAL REFUGEE ORGANIZATION AUSTRIA

ORGANISATION INTERNATIONALE POUR LES REFUGIÉS
AUTRICHE

ИНТЕРНАЦИОНАЛЬНАЯ БЕЖЕНСКАЯ ОРГАНИЗАЦИЯ АВСТРИЯ

INTERNATIONALE FLUCHTLINGS-ORGANISATION
OSTERREICH



NO. 999. 303A

DISPLACED PERSONS OR REFUGEES IDENTITY CARD ISSUED BY INTERNATIONAL REFUGEE ORGANIZATION, AUSTRIA

CARTE D'IDENTITÉ POUR PERSONNES DEPLACEES OU REFUGIES EMISE PAR L'ORGANISATION INTERNATION OUR LES REFUGIES, AUTRICHE

Удостоверение личности перемещенного лнца или беженца

Выдано

Интернациональной беженской организацией, Австрия

PERSONALAUSWEIS FÜR VERSCHLEPPTE PERSONEN ODER FLÜCHTLINGE, AUSGEGEBEN VON DER INTERNATIONALEN FLÜCHTLINGSORGANISATION ÖSTERREICHS

FOR IDENTIFICATION ONLY.
IF FOUND, PLEASE RETURN
TO NEAREST IRO OFFICE.

Действительно только CARTE DE LA RETOUR как удостоверение BUREAU IRO LE PLUS ЛИЧНОСТИ.
При нахождении просят вернуть это удостоверение в GEFUNDEN, BEIM N ближайшее бюро ИРО. IRO-BÜRO ABZUGEBEN.

VALABLE COMME CARTE D'IDENTITE SEULEMENT. PRIERE A LA
PERSONNE QUI TROUVERA CETTE
CARTE DE LA RETOURNER AU
BUREAU IRO LE PLUS PROCHE.
NUR GÜLTIG ALS AUSWEISPAPIER. BITTE DIE KARTE, WENN
GEFUNDEN, BEIM NÄCHSTEN
IRO-BÜRO ABZUGEREN



HULL NAME NOM ET PRENOMS	Here M. 3. Filed Co. Well and White M. 20 July 2. Requel D. #. 36		
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OFFICIAL REMARKS
REMARQUES ET OBSERVATIONS OFFICIELLES
ОФИЦИАЛЬНЫӨ ПРИМОЧАНИЯ
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PRINCIPAL OFFICES OF IRO IN AUSTRIA: BUREAUX PRINCIPAUX DE L'IRO EN AUTRICHE: Главные бюро ИРО в Австрии: WICHTIGSTE IRO BUROS IN USTERREICH:

VIENNA: VIENNA III, MAROKKANERGASSE 16

KLAGENFURT: MIESTALERSTRASSE 1

GRAZ: LANDHAUSGASSE 7

SALZBURG: RESIDENZPLATZ 1

LINZ: ZOLLAMTSTRASSE 7

INNSBRUCK: RICHARDWEG 7

Widnige Mittellung.

Diese offizielle Identitätskarte, von der Internationalen Flüchtlings-Organisation ausgestellt, gilt als Bestätigung dafür, daß Sie berechtigt sind, die Betreuung und Unterstützung der Organisation gemäß den Verfassungsartikeln und den derzeit geltenden oder in Zukunft zu erlassenden Regeln und Verordnungen der Organisation in Anspruch zu nehmen.

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Wie Sie sehen, ist die Karte für sechs Monate vom Ausstellungstage an gültig. Sieben Tage vor Ablauf der Gültigkeit sind Sie verpflichtet, bei Ihrem IRO.-Büro um Verlängerung der Gültigkeit der Karte anzusuchen.

EXHIBIT 5

June 5, 1996,

To Swiss Banking Ombudsman..

am enclosing the claim i filled with Israel Fried &Associats

Now they are charging \$250, wich is hard for me to pay i

request from you to look into this mutter and find the account of my Father..

Thank you

Gisella Weisshaus

203 Wilson Street Brooklyn New York

N. Y. 11211

1:96-cv-04849-ERK-JO Dogw<mark>ay Filed 10/03/96 Page 45 of 47 PageID # 45</mark>

Anlaufstelle für die Suche nachrichtenloser Vermögenswerte bei Schweizer Bank

Office de recherche d'avoirs non réclamés gérés par des banques suisses

Ufficio di ricerca di beni non reclamati gestiti da banche svizzere

Contact Office for the Search of Dormant Accounts Administered by Swiss Banks

Mrs. Gisella Weisshaus 203 Wilson St. USA - Brooklyn, NY 11211

-

Zürich, 17.06.96

Search for assets deposited with Swiss Banks

Dear Madam

We refer to your enquiry and have pleasure in enclosing the documentation needed for our investigations.

The data sheet contains some general information and, in particular, describes the conditions under which searches are carried out.

The **questionnaire** is neutral and expressed in general terms. It is mostly impossible for descendants of the victims of racial, religious or political persecution during the Nazi regime to provide the requisite documents. In such instances, substitute documents or personal statements may be submitted together with the appropriate explanations. Help may possibly be forthcoming from the relevant official bodies or from Jewish organisations.

We charge a fee of CHF 300 .-- for considering the documentation.

Since you wrote that your financial situation makes it hard for you to pay, we have decided to waive the fee in your case.

This fee covers normal cases. If special enquiries become necessary in connection with your identification or authorisation, we reserve the right to charge you with the additional costs involved. Should this be the case we would, however, notify you beforehand.

Please return the completed questionnaire to us.

Yours sincerely,

Contact Office of the Swiss Banks

Je/an-Luc Meier

Data sheet Questionnaire

Seestrasse 7 Postfach 519 CH- 8027 Zürich

Tel. 01 281 01 37 - Fax 01 281 10 83

Schweizerischer Bankenombudsman Ombudsman des banques suisses Ombudsman delle banche svizzere Ombudsman of swiss banks UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NEW YORK

GIZELLA WEISSHAUS, on schalf of herself and all other persons of all national origins, ethnic groups, races, creeds and colors, similarly situated as victims and survivors of the Nazi Holocaust,

- Plaintiffs

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- against -

UNION BANK OF SWITZERLAND, SWISS BANK CORPORATION, SWISS BANK CORPORATION, avk/a SWISS NATIONAL BANK, BANKING INSTITUTIONS: # 1 - 100 and JOHN DOES # 1 - 100.

Defendants.

VERIFIED COMPLAINT

and the surface of th

FAGAN & ASSOCIATES 1.3.
Attorneys at Law 26 Broadway, 21st Floor New York, NY 10004 ...
Tel. (212) 293-1900

- and -

DAN L. JOHNSTON ESQ. 26 Broadway, 21st Floor New York, NY 10004 F Tel. (212) 292-0095

Attorneys for Plaintiffs.